

AGENDA FOR
City Council Members' "Noon" Meeting
Monday, March 13, 2000
Immediately Following Director's Meeting
Conference Room 113

I. MINUTES

1. Minutes from Director's Meeting of March 6, 2000.
2. Minutes of "Noon" Council Members' Meeting of March 6, 2000.
3. Pre-Council Meeting Minutes - RE: Tax Increment Financing Small Issue Tax Allocation Bonds - February 28, 2000.
4. Pre-Council Meeting Minutes - Executive Session - RE: EEOC Complaint of Carrie Brooks - March 6, 2000.
5. Pre-Council Meeting Minutes - RE: Downtown Parking & Transportation Study - February 28, 2000.

II. COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES

1. RTSD Meeting (Camp/Cook/Seng)
2. ISPC Meeting (Fortenberry)
3. EMS Task Force Meeting (Johnson)
4. L/L County Human Services Needs Assessment & Comprehensive Plan Executive Committee Meeting (Report Optional)(Seng/Johnson)
5. Lincoln Partnership for Economic Development Meeting (Report Optional)(Seng)
6. Mayor's Downtown Action Team Meeting (Seng)
7. Indoor Ice Skating Task Force Meeting (Shoecraft)
8. Parks & Rec. Advisory Board Meeting (Shoecraft)

OTHER MEETINGS REPORTS:

III. APPOINTMENTS/REAPPOINTMENTS

1. Memo from Jennifer Brinkman - RE: Boards and Commission Appointments (See Memo).

IV. MEETINGS/INVITATIONS

1. The Tour of the Laramie River Station at Wheatland, Wyoming scheduled for

Wednesday, April 26, 2000 has been rescheduled and moved to Tuesday, April 25, 2000 in order to accommodate a conflict with a visit by Archbishop Desmond

Tutu at the Lied Center. Please contact Mary Tomlinson at 473-3202 by March 22, 2000 if you would like to be included. Again, consider the trip to be an all day event. We will firm up departure and return times after a participant count is recorded (See Invitation).

2. OPEN HOUSE - LINCOLN POLICE DEPARTMENT, 1501 N. 27TH STREET - The City of Lincoln Invites you to the Open House of the Lincoln Police Department's Team Station on Wednesday, March 15, 2000 - Opening ceremonies at 11:00 a.m. - Visit the Team Station - from 11:00 a.m. to 8:00 p.m. - (See Invitation).
3. Memo from L. Lynn Rex, Executive Director, League of Nebraska Municipalities - RE: NLC Annual Congressional Conference - March 10-14, 2000 in Washington, D.C. (SEE MEMO).
4. Deloitte & Touche - We are pleased to invite you to the first in a series of seminars regarding E-Commerce and your business - The first seminar will focus on state tax issues with guest speaker Rich Prem, Tax Partner and co-leader of the Deloitte & Touche E-Business Tax Services Group. Rich is also working as a technical advisor to two of the members of the Congressional Committee on Internet Taxation and will offer remarks regarding the activities of that Committee. Please join them at Marriott Hotel, 10220 Regency Circle in Omaha on Wednesday, March 22, 2000 from 10:00 a.m. to 11:30 a.m. - RSVP by March 10, 2000 (See Invitation).
5. Public Works & Utilities Advisory - Arterial Rehabilitation - Van Dorn Street from 72nd to 76th Street - The City of Lincoln Department of Public Works would like to take this opportunity to invite you to a public informational meeting regarding the scheduled rehabilitation of Van Dorn Street from 72nd to 76th Street on Wednesday, March 15, 2000 from 4:30 p.m. to 5:30 p.m. at Gere Library, 56th & Normal Blvd. - (See Invitation).
6. United Way of Lincoln and Lancaster County - Please join us for Lincoln's Annual Volunteer Recognition Awards Ceremony & Reception - Celebrate Volunteers on Sunday, April 9, 2000 at 2:00 p.m. at the Hillcrest Country Club, 8901 "O" Street - Refreshments will be served beginning at 1:30 p.m. (See Invitation).
7. Lincoln Poultry Is Going Hollywood! - Who's the star? You are! 2000 Food Service product Review on Wednesday, March 15, 2000 from 10:00 a.m. to 6:00 p.m. at the Agricultural Hall, State Fair Park, Lincoln, Ne. (See Invitation).
8. Nebraska Wesleyan University Campus Master Plan - On Thursday, March 23, 2000

from 9:30 a.m. to 10:30 a.m. at the Callen Conference Center, Lower level - Smith-Curtis Classroom - Administration Building (See Invitation).

9. UPDOWNTOWNERS - FAC - On Friday, March 24, 2000 from 4:00 p.m. to 7:00 p.m. - Marz Intergalactic Shrimp & Martini Bar at 1140 "O" Street - RSVP by Wednesday, March 22nd to 434-6507 (See Invitation).
10. Please be our guest at our Santa Cop Appreciation Night on Sunday, March 19, 2000 at 7:00 p.m. - Hall of Justice, Lincoln Police Department - RSVP Regrets Only leave message at 441-6050 (See Invitation).
11. March is National Women's History Month Please Join Us in Celebrating: "An Extraordinary Century For Women - Now, Imagine The Future" - The Luncheon will be held on March 22, 2000 in the The Spirit of 76 Armory, 1776 North 10th Street at 11:30 a.m. (See Invitation).

V. COUNCIL MEMBERS

VI. REQUESTS OF COUNCIL FROM MAYOR - NONE

VII. MISCELLANEOUS

1. Discussion on the CONFIDENTIAL Reports from the Police Department to have the reports on the Internal Intra-Linc. The only people who would have access to this information would be the Council members, Joan Ray, Tammy Bogenreif & two employees at the Information Services Department who would be responsible for posting this information (LaKesia Peoples & Chris Plock).

VIII. ADJOURNMENT

MINUTES
CITY COUNCIL MEMBERS “NOON” MEETING
MONDAY, MARCH 13 2000
CONFERENCE ROOM 113

Council Members Present: Coleen Seng, Chair; Jeff Fortenberry, Vice-Chair; Jon Camp, Jonathan Cook, Cindy Johnson, Annette McRoy, Jerry Shoecraft.

Others Present: Ann Harrell, Mayor’s Office; Dana Roper, City Attorney; Terry Lowe, Information Services; Joan Ray, City Council Secretary; and Chris Hain, *Lincoln Journal Star* Representative.

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Ms. Seng, Council Chair, requested a motion to approve the above-listed minutes. Cindy Johnson moved to approve the minutes. Jonathan Cook seconded the motion with amendments as requested: On the “Noon” Meeting Minutes of March 6, 2000, at Page 5, Paragraph 9, in lieu of wording “over this past year,” insert “over past years”; and at Page 4, Paragraph One under V. COUNCIL MEMBERS/ JONATHAN COOK at Paragraph 1, Line 4, in lieu of “(LB367)”, insert “(LB628)”. The motion to approve the minutes, amended as requested, carried by the following vote: AYES: Jon Camp, Jonathan Cook, Jeff Fortenberry, Cindy Johnson, Annette McRoy, Coleen Seng, Jerry Shoecraft; NAYS: None.

Ms. Seng inquired if Council would approve the changing of the Regular Agenda Schedule to allow Terry Lowe of Information Services to make his presentation on the confidentiality of sensitive materials being posted on the Internet. (Listed under “MISCELLANEOUS” Item on today’s Agenda). Council agreed and Mr. Lowe made a presentation regarding the placement of sensitive information on the Intralink (City’s Private Internet system available only to City Employees - as opposed to postings on the Interlink, which are available to the Public)

Mr. Lowe gave an update on the “paperless packet” work being done by I.S. He explained that a prototype of the packet has been made up that will make the Agenda available on the Internet. There are two versions of the Agenda - the Internet version for the Public and the Intranet version which is password protected; plus another layer of security with only certain people allowed access to specified documents.

He indicated that the packet is ready and I.S. is ready to demonstrate to Council how it looks, the feel of the electronic system, and how to navigate through it. But, what came up was getting the only

portion we did not have included, which is the LPD reports on the Liquor Application Licenses. Mr. Lowe stated that he spoke with Chief Casady who views these reports as public record, so Chief Casady doesn't even have a problem with them being in the packet. Mr. Lowe explained that Joan Ray had expressed a concern about the posting of confidential material. He needed to have Council's approval to include this material in the "electronic packet". He noted that if Council truly wanted a paperless packet, it will have to be included. It can be protected and posted only on the Intralinc.

Ms. Seng asked City Attorney Dana Roper to comment on this. She noted that there were other confidential materials to be considered, too. Mr. Roper stated that he did not believe that this LPD Report would be one of those confidential reports. It has always been called "Confidential". This has probably been more from an historical standpoint than anything. Mr. Roper thought, under the Public Records Law...if push came to shove...he felt this would be considered a public record. He noted that any applicant who has ever wanted to see the report has been shown it. Everything that is in the report is factual information based on records. He stated that he had no problem with this being put out, because if somebody tested it, it would be found to be a public record. If the City tried to withhold it from anyone, he felt the City would lose. He stated that the confidentiality was an historical carry-over from "way back when" these reports *were* confidential. At that point in time, they may well have been confidential.

Ms. Seng noted that this would give Joan some direction on this report. She asked Mr. Roper about other confidential items that Council might receive from time to time. Mr. Roper stated that depending on what they are, they probably should not be put out, but that is a case-specific question. He stated that he did not know what Council would receive that wouldn't be a public record. Somebody claiming confidentiality, probably ought not be delivering the information to the Council office. [Laughter].

Mr. Roper stated that there will be very few documents that would be considered confidential. He felt Council would be better off operating on the idea that most anything in City possession would be attainable by someone if they wanted information.

Mr. Cook stated that records are confidential or they're not. He wondered if there, at one time, had been some value in maintaining this gray area in the middle, allowing people access to the records if they want, but not publishing, perhaps to protect the privacy of the individuals who are asking for confidentiality. We have lots of information in résumé files we receive from board and committee applicants and given the fear that people have sometimes about individuals sometimes using information about another's identity for nefarious purposes...maybe it would be appropriate not to routinely publish the information, but provide it only if someone specifically requests it.

Mr. Roper stated that that would be fine with him. He noted that he did not have any real interest in the situation one way or the other, he was only suggesting that if somebody wanted the information, either from the City or from the State, they could get it.

Mr. Lowe stated that he agreed. If, as a citizen, he would go to the City Clerk, he would have the right to that information. In that sense, these documents are considered public records. He stated that whoever makes the final decision on what documents would or could be posted, there can be two versions done - the Intralinc (private - with all documents) and the Interlinc (public - with only approved records for view). The Intralinc postings will have links to click on for the reports and documents. On the Interlinc,

the public side, we would post the agenda without links for document access. On the private side, the links would be active.

Mr. Lowe explained that the print option would be there. The Internet posting would not preclude the printing of a hard copy. Mr. Lowe explained accessing the Intranet, which would be fully accessible from home. There is a password required. This is the employees' website. Under the menu click is City Council. Within City Council, there are private areas where there can be levels of security. Right now, the Council Agenda is linked and the document notations are "lit up" and the notated documents can be accessed. If someone else signed in to that location, the document notations would not light up and the linked documents would not be accessible. There would be only a dozen people who would even have access to that. That is one way to separate what you consider sensitive or private materials and still allow you access to all the information. The public side would be a honed down version of that Agenda.

Mr. Lowe stated that someone would have to make the protocol decisions as to what would be accessible and what would not. Whoever is going to be compiling these electronic packet versions will have to know which documents go where regarding concern of the sensitivity of documents.

Mr. Camp noted that he would almost like to err on the side of having very few exceptions to posting because that would be where we might run into difficulty on the Public Records laws.

Mr. Fortenberry asked if we were just talking about Agenda items, or the entire packet? His concern was that if someone writes a letter to a Council Member, it is not their expectation that this can be viewed by anyone and everyone in such an easy manner on the Internet. Mr. Lowe asked if these letters were placed on file? Mr. Fortenberry indicated that yes, it is a public record, but there has traditionally been a filter here. Someone has to make the effort to come down to the office to look at it. On the Internet...it changes everything. He commented that this issue will have to be addressed at the State level regarding public records access.

Mr. Fortenberry noted that he was uncomfortable having a letter out for public reading that was written to Council. Mr. Fortenberry felt certain that people didn't want that. Ms. Seng noted that the City has had people turn down opportunities to serve on various commissions and committees in government because their name would be listed on an agenda at City Council meetings. Well, that's pretty extreme, but people really object to this at times. Ms. Seng noted that Council receives huge numbers of letters, some good and some are not so good. She noted that she felt that is what Jeff is concerned about.

Mr. Lowe commented that he felt it was in Council's hands to determine where the documents would be posted and the level of access allowed to the public. Mr. Fortenberry suggested that everything on the Council Agenda, including all supporting documents, would be public accessible on the Internet, while everything else would be accessible to Council Only.

Mr. Roper stated that some of the documents are quite large, such as those on Antelope Valley and Flood Control documents. Mr. Roper stated that preparing both hard copies and doing the scanning to put it out electronically would be too time consuming.

Mr. Lowe stated that time constraints and efficiency data on hard copy vs. electronic information will have to be investigated and weighed. He felt the trade-off of the time spent at the copier as opposed to the time spent at the scanner would be favorable to the electronic recording of data. Mr. Fortenberry commented that we wouldn't know that until we try it; he stated that we don't want to create an additional layer of labor in getting the information to Council. It was agreed that doing both would not be feasible.

Mr. Lowe explained that many of the supporting documents for the Formal Council Agenda are already created in the system and would be a quick convert to the Internet. He stated that the goal is to get Planning and Public Works to supply their materials in electronic format so that will convert very fast. He noted that this is a logistics nightmare. All the Departments will have to work well with each other on a very short time-line so this material will all be available on Thursdays. He noted that the Agenda would then be available both to Council and to the citizens on Thursday afternoon as soon as it was completed. (There would be no delivery down-time) The Directors and "Noon" Agendas would still be done by hard-copy until it has been determined if Council wishes to pursue the "paperless agenda" concept.

Discussion continued regarding such issues as the details of setting up the electronic agendas; Council members' varied expectations, including the ability to edit/annotate online, and archive; and the final implementation of the electronic agenda concept. *A Pre-Council for a demonstration and update was set for Monday, March 20th in the Council Chamber at 10:30 a.m.*

II. COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES

1. RTSD MEETING (Camp/Cook/Seng) - Ms. Seng passed out materials from the meeting on the 3rd and "A" Street grade separation and the supporting material. She reported that the Committee began to look at the draft budget and that there was no public comment on that. There were updates on "X" Street and 3rd and "A" Streets. Ms. Seng stated that someone asked a question about S.W. 40th Street, which is included in the budget. Mr. Camp reported that the right-of-way on the Union Pacific track had also been discussed.

Mr. Cook stated that in regard to his concern, they're officially keeping open all options until the environmental report is completed, even though the neighbors there clearly have shown a preference for a certain option; but we need to cover all our bases.

Ms. Johnson asked if we were accomplishing what needs to be accomplished as far as access is concerned? Mr. Cook, Ms. Seng and Mr. Camp agreed that we were.

2. ISPC MEETING (Fortenberry) - Mr. Fortenberry was not in attendance at the meeting. He stated that he was trying to work out convenient times for the meetings; and that he would give a report next week on what transpired.

3. EMS TASK FORCE MEETING (Johnson) Ms. Johnson reported that there was a draft report gathered by this particular Task Force. For the most part, people agreed upon just about every item. They made some changes, unanimously on some of the things. The one point of exception was that of having a professional and independent and non-political over-sight board. The vote came as 6-6 on this point. Ms. Johnson indicated that she chose not to vote.

The Task Force did go through and identified some things that everyone was in agreement with and some things that they weren't. This information will be put together and at the meeting scheduled for the 21st, it will be voted upon. Basically, what the report shows is that it's been a very active committee. They've really worked hard on this and Ms. Johnson felt the Council would appreciate the results. She

stated that the report will have a majority/minority opinions on this. This is the only area that was really extremely controversial. But, our task was to look at the EMS, Inc....and not at the other things. It was hard to stay on task, because we wanted to look at the whole thing.

This report will help everyone. One thing in particular was to establish and dictate the medical protocol and to insure that this board would be based on medically driven [inaudible]. That report will be coming out after the 21st.

4. LINCOLN/LANCASTER COUNTY HUMAN SERVICES NEEDS ASSESSMENT & COMPREHENSIVE PLAN EXECUTIVE COMMITTEE MEETING (Report Optional) (Seng/Johnson) Ms. Seng reported the Group is at work and there is another meeting scheduled. We eventually will have the assessment report coming out to the public.

5. LINCOLN PARTNERSHIP FOR ECONOMIC DEVELOPMENT MEETING (Report Optional)(Seng) - Ms. Seng reported that she was at part of that meeting before she left to attend the RTSD meeting. There was a presentation from the Business Development Council which covered the October Showcase Week-end when they will bring businesses into the Lincoln area. There will be many people coming in to look at what Lincoln has. She reported that there was an update on the Workforce Development Act and the Council that has been established. Marc Wullschleger and two representatives from the Chamber gave that report. Mark Essman from the Chamber also gave a report on tourism. In case any Council members had missed this information, she related the fact that tourism is the third largest economic revenue source in the State, behind only Agriculture and Manufacturing. She reported that Lynn Wilson gave a slide presentation on the 40th & Pine Lake development.

6. MAYOR'S DOWNTOWN ACTION TEAM MEETING (Seng) Ms. Seng was unable to attend and Ms. McRoy went in her place. Ms. McRoy reported that the consultants from Denver gave a report on the Old Federal Building and alternative uses for it. That was discussed. The Lincoln Final Action...Jon came in and told that [inaudible] going back to the Building Commission. They're going to put together an RFP to seek proposals for that. It was very interesting Urban Development will be working with the Public Building Commission to get an RFP together for developers. Ms. Seng noted that she and Mr. Camp would be hearing about it tomorrow morning at the PBC meeting.

Ms. McRoy commented that what was interesting was the talk about the use of the Chamber Hall in the Old Police Station. [The rest of Ms. McRoy's comments were inaudible].

7. INDOOR ICE SKATING TASK FORCE MEETING (Shoecraft) Mr. Shoecraft reported that this was moving on a very fast track. There will be another meeting on Saturday morning where the Task Force members will go over sites and costs; and those issues are getting narrowed down. Next week he thought he would have more information to present to Council.

Mr. Camp commented that he was a little confused about the funding on the project. He asked if it would be a private sector project, or if the City had money budgeted for this. Mr. Shoecraft answered that the City has not made a commitment to do this. At this point, the Task Force is just looking at the concept and sites and will make a recommendation as to whether or not the City can feasibly undertake

the project. We're still looking at options and it could very possibly be public/private, or private, or public. We're looking a number of different options, so nothing has been decided at this point. Mr. Shoecraft stated that they were still trying to identify revenue sources, just as they would for any project. Mr. Camp thanked Mr. Shoecraft for the information.

8. PARKS & REC. ADVISORY BOARD MEETING (Shoecraft) Mr. Shoecraft had no report on this meeting.

OTHER MEETINGS

Mr. Camp reported that he did go to the meeting hosted by Public Works held last Saturday night on the tunnel. He stated that there was good attendance, including quite a few of the community people. He stated that he took a 'show of hands' vote and everyone but one person said "yes" to the underpass. There are 8-10 more that they want to add to the Comprehensive Plan. They are expensive though...\$450,000.

The concern, as was explained at that one pre-council, was which side of the detention pond to go around. That was left undecided, to try to encourage the neighborhood to meet and make that decision among themselves. It was a good meeting and Public Works did a very good job.

III APPOINTMENTS/REAPPOINTMENTS :

1. Memo from Jennifer Brinkman - RE: Boards and Commission Appointments

CABLE ADVISORY BOARD - Charles Van Rossum (Term to Expire 07/01/2000 (Replacing David Pauley who resigned) - *Noted without Comments*

LINCOLN-LANCASTER WOMEN'S COMMISSION (Clarification)
Mary Beck (Replacing Eileen Harvey, who resigned) - Term Expires
01/01/2001

Pamela Carmichael (Replacing Mary Lee Johns, who resigned) - Term
Expires 01/01/2003

Gail Anderson (Reappointment) - Term Expires 03/01/2003 - *Noted without Comments*

IV. MEETINGS/INVITATIONS - *Noted without Comment*

V. COUNCIL MEMBERS

JON CAMP - Mr. Camp commented that he was appreciative of the Emergency Services RFI Pre-Council. He just wanted to make sure that we are able to get good responses when we send something out. He wanted the RFI to be specific enough that people can understand it and businesses

won't ignore it. He stated that he appreciated Coleen's scheduling that pre-council this morning. It helped. Mr. Camp stated that he just wanted to be sure that the City did this right.

Mr Fortenberry commented that it was left a little cloudy. In case anyone was watching the broadcast presentation and had additional concerns, he would like to have the time to hear them and reflect them back to the Mayor's Office before the RFI is sent. Obviously, that would take some time.

Ms. Harrell commented that she was not the EMS expert, and she asked how it was left at the pre-council meeting this morning? She asked if there was an understanding that it would be....

Ms. Seng stated that Jennifer had said that they would work on it this afternoon and then it would go in the mail in the morning. That's what was indicated here.

Ms. Harrell commented that she heard someone say something in passing, that that was the impression she got. She stated that if that is not what the Council would prefer to happen, we'd better get that clarified this very afternoon.

Ms. Seng asked if it had originally been intended to be in the mail on Friday. Mr. Cook stated that Jennifer had indicated that Council should talk to the Mayor at the Directors' Meeting, but [inaudible]. So, Mr. Cook assumed he was going forward with the plan and if anybody has any concerns about that, [inaudible]. Ms. Seng stated that unless there was something that came up this afternoon because they were working on it with the Medical Society this afternoon...

Ms. Johnson stated that she would like to see what the answers were from the Medical Society. She stated that her guess is that some of those questions were answered during the pre-council. She stated that she would like to know how all that was incorporated in the document, just for her own benefit. She asked if there was any way Council could get that this afternoon.

Ms. Harrell stated that she would go up right after this meeting and indicate that request to the Mayor. Ms. Johnson noted that it looked like they were already working with the Medical Society, so she didn't think there was a question about that, but she would certainly like to see it.

Ms. Johnson asked Mr. Fortenberry if he felt he would need more time for review. Mr. Fortenberry responded probably not, but it certainly would be beneficial to have a complete document; but if somebody did come up with something else in the next day or two that they might bring to his attention, [inaudible].

Ms. Harrell commented that she would stop back down at the end of the meeting and let Council know how it turned out. Mr. Fortenberry commented that his main concerns would be on any question coming from the Medical Society...that would be of primary concern.

Discussion continued on this matter. Council felt a delay of a few days would be in the best interest of developing the best RFI possible and they wanted to have time to review the final draft before it was sent. Ms. Harrell stated that she would bring the final version down for the Council when it was completed after today's Council Meeting.

JONATHAN COOK - Mr. Cook inquired about the Council's Night Meeting Schedule. *[After the meeting, Staff showed Mr. Cook where the schedule is located on the Internet for his use and information]*

He also asked about the Pre-Council review by Council, which had been discussed at the restructuring meeting. Ms. Seng informed him that the Pre-Council schedule has always been approved through the Chair.

Mr. Cook inquired about the office answering machine being on...he stated that Thursday night the machine did not pick up. He suggested that Joan be given a voice-mail instead of the answering machine in order to avoid such incidents in the future. Ms. Ray stated that she would look into that possibility with Alltel.

Mr. Fortenberry commented that he would like Ms. Ray to change the answering machine message to one that would reflect more clearly that the caller had reached the Council Office and not "Joan Ray". He commented that the current messages makes it seem that the messages are hers, personally and not directed to the Council.

Ms. Ray indicated that she would change the message and investigate having Alltel set up a voice-mail Messaging system for the office phone rather than the current Messaging system

Ms. Seng commented that Mr. Cook had originally been trying to reach the office to indicate that the Formal Council Agenda had been missing pages 4 and 5. *[The City Clerk's Office distributes the Formal Agendas and the missing pages were reported to the Clerk's Office. Complete Agendas were distributed to Council prior to the Formal Council Meeting]*

JEFF FORTENBERRY - No Further Comments

CINDY JOHNSON - No Further Comments

ANNETTE McROY - No Further Comments

COLEEN SENG - No Further Comments

JERRY SHOECRAFT - No Further Comments

ANN HARRELL - No Further Comments

DANA ROPER - No Further Comments

VI. REQUESTS OF COUNCIL FROM MAYOR - *None.*

VII. MISCELLANEOUS - *Discussed at beginning of meeting.*

VIII. MEETING DISMISSED - Approximately 1:05 p.m.